

### **REMARKS/ARGUMENTS**

This Amendment is filed in response to the non-Final Office Action mailed February 22, 2007. Claims 1-4 and 11 are rejected. Claims 5-10 are objected to. Claims 3-10 have been canceled. Claims 12-45 have been added to include the subject matter of canceled Claims 3-10. No new matter has been added. Claims 1-2, 11, and 12-45 are pending after entry of the present amendment. Applicants respectfully note that the specification has been amended, as kindly suggested by the Examiner in Section 3 of the Office Action, to update the application status shown in the first paragraph of the specification. It is respectfully submitted that the pending claims define allowable subject matter. Applicants respectfully request reconsideration of the application in view of the above amendments and the following remarks submitted in support thereof.

#### **Discussion of Rejection of Claims 1-4 and 11 on Nonstatutory Obviousness-Type Double Patenting**

In Sections 1-2 of the Office Action, the Examiner rejected Claims 1-4 and 11 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over Claim 1 of U.S. Patent No. 6,732,162. In Section 8 of the Office Action, the Examiner noted that Claims 1-4 and 11 would be allowable if rewritten/amended or a terminal disclaimer filed to overcome the double patenting rejection.

The Examiner's rejection is respectfully traversed. In response to the Examiner's suggestion, Applicants have filed herewith, a terminal disclaimer that overcomes the provisional double patenting rejection of Claims 1-2, 11, Claim 3 now rewritten as newly

added Claims 12 and 32, and Claim 4 now rewritten as newly added Claims 19 and 39.

Applicants respectfully request that Claims 1-2, 11, 12, 19, 32 and 39 be allowed in view of Applicants' compliance with the Examiner's suggestion and believe that the double patenting rejections are overcome.

**Discussion of Objections to Claims 5-10 under 37 CFR 1.75(c)**

In Section 4 of the Office Action, the Examiner objected to Claims 5-10 as being in improper form because a multiple dependent claim cannot depend on any other multiple dependent claim.

The Examiner's objection is respectfully traversed. Claims 5-10 have been canceled and rewritten in proper dependent form as newly added Claims 13-18, 20-31, 33-38, and 40-45. Specifically, Claim 5 has been canceled and its dependencies rewritten in Claims 13, 20, 26, 33, and 40; Claim 6 has been canceled and its dependencies rewritten in Claims 14, 21, 27, 34, and 41; Claim 7 has been canceled and its dependencies rewritten in Claims 15, 22, 28, 35, and 42; Claim 8 has been canceled and its dependencies rewritten as Claims 16, 23, 29, 36, and 43; Claim 9 has been canceled and its dependencies rewritten as Claims 17, 24, 30, 37, and 44; and Claim 10 has been canceled and its dependencies rewritten as Claims 18, 25, 31, 38, and 45.

Accordingly, Applicants submit that all objections under 37 CFR 1.75(c) are overcome and Claims 13-18, 20-31, 33-38, and 40-45 define allowable subject matter.

**Discussion of Objection to Claim 4**


In Section 5 of the Office Action, the Examiner objected to Claim 4 as including the phrase “the processing the one or more ...” which appears to be a typo of “the processed one or more ....”

The Examiner’s objection is respectfully traversed. Claim 4 is now rewritten as newly added Claims 19 and 39. As kindly suggested by the Examiner, Claims 19 and 39 have been amended to replace the phrase “the processing the one or more ...” with the phrase “the processed one or more.”

**CONCLUSION**

In view of the foregoing, the Applicant respectfully submits that all the pending Claims 1-2, 11, and 12-45 are in condition for allowance. Accordingly, a Notice of Allowance is respectfully requested. If the Examiner has any questions concerning the present amendment, the Examiner is requested to contact the undersigned at (408) 749-6920. If any additional fees are due in connection with filing this amendment, the Commissioner is also authorized to charge Deposit Account No. 50-0805 (Order No. ADMIP002C). A duplicate copy of the transmittal is enclosed for this purpose.

Respectfully submitted,  
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